



March 27, 2003

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# ENGROSSED

## SENATE BILL No. 230

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DIGEST OF SB 230 (Updated March 25, 2003 11:54 AM - DI 109)

**Citations Affected:** IC 20-6.1; IC 20-10.1.

**Synopsis:** Joint summer school programs. Allows a school corporation to enter into an agreement with other school corporations and accredited nonpublic schools to provide joint summer school programs for high school students. Allows the joint programs to be conducted by state educational institutions and students to receive high school and college credit for the programs.

**Effective:** July 1, 2003.

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**Long, Breaux, Wyss, Sipes, Meeks C**  
(HOUSE SPONSORS — PORTER, POND, CHENEY, SCHOLER)

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January 9, 2003, read first time and referred to Committee on Education and Career Development.

January 30, 2003, amended, reported favorably — Do Pass.

February 13, 2003, read second time, amended, ordered engrossed.

February 14, 2003, engrossed.

February 20, 2003, read third time, passed. Yeas 49, nays 0.

HOUSE ACTION

March 4, 2003, read first time and referred to Committee on Education.

March 26, 2003, reported — Do Pass.

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ES 230—LS 6730/DI 109+



March 27, 2003

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

## ENGROSSED SENATE BILL No. 230

A BILL FOR AN ACT to amend the Indiana Code concerning education.

*Be it enacted by the General Assembly of the State of Indiana:*

1 SECTION 1. IC 20-6.1-4-8 IS AMENDED TO READ AS  
2 FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 8. ~~The Supplemental~~  
3 ~~Service Teacher's Contract.~~ (a) As used in this section, "teacher"  
4 includes an individual who:

5 (1) holds a substitute teacher's license; and

6 (2) provides instruction in a joint summer school program  
7 under IC 20-10.1-7-12.5.

8 (b) The supplemental service teacher's contract shall be used when  
9 a teacher provides professional service in evening school or summer  
10 school employment, except when a teacher or other person is employed  
11 to supervise or conduct noncredit courses or activities.

12 (c) If a teacher serves more than one hundred twenty (120) days on  
13 a supplemental service teacher's contract in any school year, then  
14 sections 1, 3, 4, 9, 10, 11, 13, 14, and 15 of this chapter and  
15 IC 20-6.1-6-1 through IC 20-6.1-6-4 apply as they do to a teacher on a  
16 regular teacher's contract.

17 (d) The salary of a teacher on a supplemental service contract must

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equal the salary of a teacher on the regular salary schedule of the school corporation where the teacher will serve. Part-time service on the supplemental service contract is computed on the basis of six (6) hours as a full day of service.

SECTION 2. IC 20-10.1-7-12.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: **Sec. 12.5. (a) A school corporation may enter into an agreement with:**

- (1) another school corporation;
- (2) an accredited nonpublic school; or
- (3) entities described in both subdivisions (1) and (2);

to offer a joint summer school program for high school students under this section.

(b) An agreement under this section must:

- (1) designate one (1) participating school corporation as the local education agency for the joint educational program; and
- (2) specify how the costs of the joint summer school program, including compensation for teachers, will be allocated among the parties to the agreement.

(c) The parties to an agreement under subsection (a) may provide educational programs:

- (1) that are not regularly provided as part of the established curriculum during the school year; and
- (2) for which a student who successfully completes a program may receive high school and college credit under an articulation agreement or dual credit provision under IC 20-10.1-4.4-9, IC 20-12-1-9, or IC 20-12-17.1.

(d) Except as provided in subsection (e), an instructor for an educational program described in subsection (c) must be:

- (1) licensed under IC 20-6.1; or
- (2) granted a substitute teacher's license by the professional standards board.

(e) If the school superintendent of the school corporation that is the local education agency determines that there:

- (1) is not a qualified licensed teacher available from the entities entering into an agreement under subsection (a); and
- (2) is a qualified postsecondary instructor available;

to instruct in an educational program described under subsection (c), the superintendent may request the professional standards board to issue a substitute teacher's license to the instructor of an educational program described in subsection (c).

(f) If the professional standards board finds that there is not a

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1 qualified licensed teacher available from the entities entering into  
2 an agreement under subsection (a) to instruct in an educational  
3 program described under subsection (c), the professional standards  
4 board may issue a substitute teacher's license to the instructor of  
5 an educational program described in subsection (c).

6 (g) An instructor for an educational program described under  
7 subsection (c) must be compensated at the same rate as that  
8 determined for a teacher under IC 20-6.1-4-8 and the local  
9 education agency's contract with certificated employees.

10 (h) The board shall adopt rules under IC 4-22-2 to govern the  
11 distribution of state funds for purposes of this section.

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## COMMITTEE REPORT

Mr. President: The Senate Committee on Education and Career Development, to which was referred Senate Bill No. 230, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, delete line 13.

Page 1, line 14, delete "IC 20-12-0.5-1) to".

Page 1, run in lines 12 through 14.

Page 2, line 1, delete "." and insert **"under an articulation agreement or dual credit provision under IC 20-10.1-4.4-9, IC 20-12-1-9, or IC 20-12-17.1."**

Page 2, line 2, delete "An" and insert **"Except as provided in subsection (d), an"**.

Page 2, line 3, delete ":" and insert **"must be:"**.

Page 2, line 4, delete "is not required to be".

Page 2, line 4, delete "and" and insert **"or**

**(2) granted a limited license by the professional standards board.**

**(d) If the employing school superintendent determines that there is not a qualified licensed teacher available from the entities entering into an agreement under subsection (a) to instruct in an educational program described under subsection (b), the employing superintendent may request the professional standards board to issue a limited license to the instructor of an educational program described in subsection (b).**

**(e) If the professional standards board finds that there is not a qualified licensed teacher available from the entities entering into an agreement under subsection (a) to instruct in an educational program described under subsection (b), the professional standards board may issue a limited license to the instructor of an educational program described in subsection (b).**

**(f) An instructor for an educational program described under subsection (b)".**

Page 2, line 5, delete "(2)".

Page 2, line 7, delete "(d)" and insert **"(g)"**.

and when so amended that said bill do pass.

(Reference is to SB 230 as introduced.)

KENLEY, Chairperson

Committee Vote: Yeas 9, Nays 0.

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## SENATE MOTION

Mr. President: I move that Senators Breau, Wyss, Sipes and Meeks C be added as coauthors of Engrossed Senate Bill 230.

LONG

## SENATE MOTION

Mr. President: I move that Senate Bill 230 be amended to read as follows:

Page 1, between the enacting clause and line 1, begin a new paragraph and insert:

"SECTION 1. IC 20-6.1-4-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 8. ~~The Supplemental Service Teacher's Contract.~~ (a) **As used in this section, "teacher" includes an individual who:**

- (1) holds a substitute teacher's license; and**
- (2) provides instruction in a joint summer school program under IC 20-10.1-7-12.5.**

**(b)** The supplemental service teacher's contract shall be used when a teacher provides professional service in evening school or summer school employment, except when a teacher or other person is employed to supervise or conduct noncredit courses or activities.

**(c)** If a teacher serves more than one hundred twenty (120) days on a supplemental service teacher's contract in any school year, then sections 1, 3, 4, 9, 10, 11, 13, 14, and 15 of this chapter and IC 20-6.1-6-1 through IC 20-6.1-6-4 apply as they do to a teacher on a regular teacher's contract.

**(d)** The salary of a teacher on a supplemental service contract must equal the salary of a teacher on the regular salary schedule of the school corporation where the teacher will serve. Part-time service on the supplemental service contract is computed on the basis of six (6) hours as a full day of service."

Page 1, line 9, before "An" begin a new paragraph and insert:  
**"(b)".**

Page 1, line 9, delete "subsection must" and insert "**section must:**  
**(1) designate one (1) participating school corporation as the local education agency for the joint educational program; and**  
**(2) specify how the costs of the joint summer school program, including compensation for teachers, will be allocated among the parties to the agreement."**



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Page 1, delete lines 10 through 11.  
 Page 1, line 12, delete "(b)" and insert "(c)".  
 Page 2, line 3, delete "(c)" and insert "(d)".  
 Page 2, line 3, delete "(d)," and insert "(e)".  
 Page 2, line 4, delete "(b)" and insert "(c)".  
 Page 2, line 6, delete "limited" and insert "**substitute teacher's**".  
 Page 2, line 8, delete "(d)" and insert "(e)".  
 Page 2, line 8, delete "employing".  
 Page 2, line 8, after "superintendent" insert "**of the school corporation that is the local education agency**".  
 Page 2, line 8, delete "there" and insert "**there:**  
     **(1) is not a qualified licensed teacher available from the entities entering into an agreement under subsection (a); and**  
     **(2) is a qualified postsecondary instructor available;**  
**to instruct in an**".  
 Page 2, delete lines 9 through 10.  
 Page 2, line 11, delete "(b)," and insert "(c)".  
 Page 2, line 12, delete "employing".  
 Page 2, line 13, delete "limited" and insert "**substitute teacher's**".  
 Page 2, line 14, delete "(b)." and insert "(c)".  
 Page 2, line 15, delete "(e)" and insert "(f)".  
 Page 2, line 18, delete "(b)," and insert "(c)".  
 Page 2, line 19, delete "limited" and insert "**substitute teacher's**".  
 Page 2, line 20, delete "(b)." and insert "(c)".  
 Page 2, line 21, delete "(f)" and insert "(g)".  
 Page 2, line 22, delete "(b)" and insert "(c)".  
 Page 2, line 23, delete "." and insert "**and the local education agency's contract with certificated employees**".  
 Page 2, line 24, delete "(g)" and insert "(h)".  
 Renumber all SECTIONS consecutively.  
 (Reference is to SB 230 as printed January 31, 2003.)

LONG



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred Senate Bill 230, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

PORTER, Chair

Committee Vote: yeas 13, nays 0.

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